

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS :	Endert, G. et al.	CONFIRMATION NUMBER :	3552
SERIAL NUMBER :	10/594,553	EXAMINER :	Kelly, R.M.
FILING DATE :	September 2, 2008	ART UNIT :	1633
FOR :	Serum-Stable Amphoteric Liposomes		

EFS  
Commissioner for Patents  
P.O. Box 1450  
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**DECLARATION OF GEROLD ENDERT UNDER 37 C.F.R. §1.132**

I, Gerold Endert, hereby declare and state as follows:

1. In the Office Action mailed October 18, 2011 in the above-identified application, the Examiner cited U.S. Patent Application Publication Number 20060159737 (herein "Panzner") in a 35 U.S.C. §102(e) rejection. This Declaration is to establish that Panzner does not describe an invention "by another" under 35 U.S.C. §102(e).
2. I am a co-inventor of the above-identified application along with Yvonne Kerwitz and Monika Fellermeier.
3. Panzner describes my own work. I am a co-inventor of the Panzner reference along with Steffen Panzner, Cornelia Panzner, and Silke Lutz.
4. The invention claimed in the instant application was invented by Yvonne Kerwitz, Monika Fellermeier, and me, and the Panzner publication does not claim that work.
5. As a person signing below, I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful statements may jeopardize the validity of the application or any patent issued therefrom.

  
Gerold Endert

  
Date